

## **April 2018 Management Committee**

### **List of Staff Revisions to 14 CCR § 1104.1**

The following memorandum outlines changes made to 14 CCR § 1104.1 since the March 2018 Management Committee Meeting

#### **Substantive**

##### **§ 1104.1 (a)**

- Revised the provision allowing the Director to discretionarily refuse to accept a conversion exemption.
- Revised language changes “shall not be accepted” to “may not be accepted” to re-enforce the discretionary nature of acceptance in this case. Additionally, eliminated “unpermitted” as a qualification to prior timberland conversion, as the authorizing statute and existing regulation allows for only “one-time conversion”, permitted or otherwise, applicable per-ownership.
- Eliminates the redundant requirement that the Director determine that prior timberland conversion had occurred. As the first portion of the provision requires that the Director determine consistency with the Act, and the Act only allows the “one-time conversion”, the requirement that the Director determine that conversion has occurred is implicit within the provision. (page 1 lines 21-24)

##### **§ 1104.1 (a)(2)(K)**

- Revised to eliminate language that required Timber Operators to notify only “designated personnel” due to lack of clarity regarding “designated personnel”. New requirements allow for notification to Cal Fire Unit Headquarters, Forest Practice Inspector, OR designated personnel, which allows the regulated public greater latitude in notification and does not require Cal Fire to designate specific personnel and maintain explicit contact information for those personnel.
- Added requirement that Timber Operations may not commence for 3 days if notification is provided by mail to allow time for correspondence to arrive to Cal Fire and notification to actually occur. (page 6 lines 18-23)